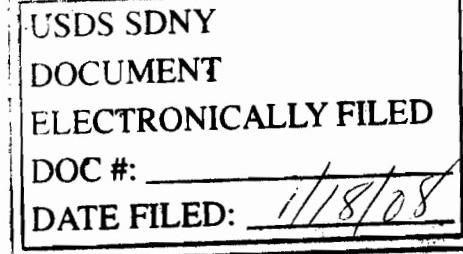


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Attorneys for Plaintiff
COMMERCIAL METALS COMPANY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

COMMERCIAL METALS COMPANY,

Plaintiff,

-against-

M.V. PORT VICTORIA, *IN REM*, HER
ENGINES, TACKLE, APPAREL, ETC.,
PORT VICTORIA GMBH & CO. KG, ITM
GERMANY GMBH, AND SK SHIPPING
CO., LTD., *IN PERSONAM*

Defendants.

Case No. 07 CV 7207

NOTICE OF DISMISSAL

Plaintiff, Commercial Metals Company ("CMC"), has fully and finally resolved its dispute with each and every Defendant herein, and no longer desires to prosecute this action.

WHEREFORE PREMISES CONSIDERED, and pursuant to Federal Rules of Civil Procedure, Rule 41(a)(1), Plaintiff CMC prays that its action be dismissed with prejudice.

Dated: November ___, 2007
New York, New York

Respectfully,

FEIN & JAKAB
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New York, NY 10279
212/732-9290

By: _____
PETER JAKAB (PJ-8553)

Attorneys for Plaintiffs
COMMERCIAL METALS COMPANY

In accordance with the Notice of Dismissal
filed by plaintiff herein (Docket no. 3)
entered on 11-8-07, the Clerk of Court
is directed to enter judgment dismissing
the complaint in this case and to close
the case and return it from the Court's
SO ORDERED: [Signature]
1-18-08
DATE VICTOR MARRERO, U.S.D.J.